

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Paul Nicholas Gartside et al.

Application No.: 10/023,852

Group No.: 2131

Filed: December 21, 2001

Examiner: Besrou, Saoussen

For: GENERATING MALWARE DEFINITION DATA FOR MOBILE COMPUTING DEVICES

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed August 15, 2007, for a second time rejecting claims 1, 3-6, 8-17, 19-22, 24-33, 35-38, 40-47, 49 and 50.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for the Notice of Appeal is:

Other than a small entity	\$510.00
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Notice of Appeal fee due	\$510.00
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3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee

\$510.00

TOTAL FEE DUE

\$510.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$510.00 to Deposit Account No. 50-1351 (Order No. NA11P482).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351 (Order No. NA11P482).

Date: November 14, 2007

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/KEVINZILKA/

Signature of Practitioner
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